

EXPRESS MAIL NO. FL 99303614 mailed on the 9th day of March, 2004

ATTORNEY DOCKET NO. 4827-00101P

COMBINED DECLARATION AND POWER OF ATTORNEY
(U.S. PATENT APPLICATION - SOLE INVENTOR)

As the below-named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below with my name; I believe I am the original, first and sole inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

APPARATUS AND METHOD FOR REDUCING SOUND IN SURROUNDING AREA RESULTING FROM SPEAKING INTO COMMUNICATION DEVICE

the specification of which

- ☒ (X) is attached hereto,
- ☐ () was filed on _____ as Application Serial No. _____
- ☐ () was amended by the preliminary amendment filed with the original application papers.

ACKNOWLEDGMENT OF REVIEW OF PAPERS & DUTY OF CANDOR

I reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to herein.

Inventor hereby declares that she is a small entity and this application is entitled to Small Entity status.

I acknowledge my duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56(a).

- ☐ () In compliance with this duty there is attached an information disclosure statement 37 CFR 1.97.

Foreign Application(s) and/or Claim of Foreign Priority

I hereby claim foreign priority benefits under Title 35, United States Code Section 119 of any foreign application(s) for patent or inventor(s) certificate listed below and have also identified below any foreign application for patent or inventor(s) certificate having a filing date before that of the application on which priority is claimed:

COUNTRY	APPLICATION NUMBER	DATE FILED	PRIORITY CLAIMED UNDER 35 U.S.C. 119
			Yes:___ No:___
			Yes:___ No:___

U.S. Priority Claim

I hereby claim the benefit under Title 35, United States Code, Section 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code Section 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Section 1.56(a) which occurred between the filing date of the prior application and the national or PCT International filing date of this application.

APPLICATION SERIAL NUMBER	FILING DATE	STATUS (patented/pending/abandoned)
60/479,798	06/18/2003	Pending

POWER OF ATTORNEY

As named inventor, I appoint the following attorneys to prosecute this application and transact all business before the U.S. Patent and Trademark Office, and the offices of the Patent Convention Treaty, connected with this application.

Robert M. Ashen; Reg. No.19,685; Thomas Small, Reg. No. 20,379; John Scillieri, Reg. No. 27,835; Robert Seldon, Reg. No. 27,156; and Sanford Astor, Reg. No. 20,748

PLEASE SEND CORRESPONDENCE TO:

DIRECT TELEPHONE CALLS TO:

Robert M. Ashen, Esq.
BIRCH, STEWART, KOLASCH & BIRCH, LLP
10940 Wilshire Boulevard, Eighteenth Floor
Los Angeles, CA 90024-3952

Robert M. Ashen
310/274-8060

DECLARATION

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full Name of inventor:

Naomi Zack

Country of citizenship:

United States

Residence:

3036 Hendricks Hill Drive

Post office address:

Eugene, Oregon 97403

Inventor's signature:

x Naomi Zack

Date of signing:

x March 3, 2004